

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOHN RICHARD JAE
Plaintiff,

FILED
HARRISBURG

CIVIL No. 1:00-CV-001090

VS.

DR. ROBERT CLARK, et al.
Defendants.

NOV 02 2000

MARY E. D'ANDREA, CLERK
PER DEPUTY CLERK

U.S. District Judge Ramo
Magistrate Judge Smyser

MOTION FOR ENLARGEMENT OF TIME

COMES NOW, the Plaintiff & his Counsel in the above entitled Action, John Richard Jae, as a layman unlettered in the Arts & Sciences the Laws & legal Procedures within the United States & now files his Motion for Enlargement of Time, Herein, pursuant to Fed. R. Cr. P. 6(b) & swears, deposes & states:

1. On October 6, 2000, U.S. Magistrate Judge J. Andrew Smyser issued the following Order, herein the above entitled Civil Action:

"AND NOW, this 6th day of October, 2000, IT IS HEREBY ORDERED that within fifteen days of the date of this order defendants Dragovich, Blakovich, Novotny, Kazar and Andrade shall file any relevant evidence they wish concerning the issue of imminent danger and a supplemental brief in support of their motion. Within fifteen days after the filing of the brief and evidence by defendants Dragovich, Blakovich, Novotny, Kazar and Andrade, the Plaintiff shall file any relevant evidence he wishes concerning the issue of imminent danger and a brief in opposition to their motion to revoke his in forma pauperis status."

2. On about October 13, 2000, Corrections defendants filed their Supplemental Brief.

of Motion to Revoke Plaintiff's In Forma Pauperis Status and to Deferral of Responsive Pleadings to Plaintiff's Amended Complaint & their Appendix & Supplemental Appendix, herein this case.

3. Due to the facts that plaintiff just completed pleadings in two Civil Rights Actions and has not had time yet to work on his Brief & Relevant Evidence herein this case, that he on November 1st will be sending his relevant evidence out to be photocopied to his religious adviser and that it will take his religious adviser about two weeks to copy & return such back to this Plaintiff, that Plaintiff is attempting to get an Attorney to represent him & his relevant evidence & brief herein this case and due to the fact that this Plaintiff is now at the SMU at SCI-Greene & that the staff here severely limit the number of hours & times this Plaintiff can use the SMU Law Library here (once a month for two hours) plaintiff has been unable to do the necessary legal research in order to enable him to prepare & file his relevant evidence & brief herein this case, the plaintiff is unable to prepare & file & serve his relevant evidence & Brief in Opposition to Defendants' Motions to Revoke Plaintiff's In Forma Pauperis Status, herein by the present due date for such of November 1st & thus he requests an enlargement of time of forty-five (45) days from this date & to & including December 13, 2000 in which to prepare, file & serve his relevant evidence & brief herein this case.

RESPECTFULLY SUBMITTED

(S) John Richard Jae
MR. JOHN RICHARD JAE,
Plaintiff and Pro Se Counsel

Dated: 29th OCTOBER 2000:

MR. John Richard Jae,
#BQ-3219
SCI-Greene/SMU
175 Progress Drive

CIVIL No. 1:CV-99-0071
CERTIFICATE OF SERVICE

I certify under penalty of perjury & pursuant to 28 U.S.C. that on 10/30/00, I caused to be served upon the persons below, a true & correct copy each of the Plaintiff's written objections to the U.S. Magistrate Judge's Report and Recommendation of June 14, 2000 herein, by way of U.S. 1st Class Mail, Postage paid.

I Certify under penalty of perjury & pursuant to 28 U.S.C. § 1716 on 10/30/00, I gave to the prison official's here for mailing to the the original of the above - same document =

MR. James D. Young, Esquire
 LAWYER/FA HERTY, YOUNG & PATTERSON, P.C.
 Attorneys At Law
 P.O. Box 1245
 Harrisburg, PA. 17108-1245

MR. Robert M. Wolff,
 Assistant Counsel
 Pennsylvania Department of Corrections
 65 Utley Drive
 Camp Hill, PA. 17011

Dated/Executed on:
 30th OCTOBER 2000:
 At: Harrisburg, Pennsylvania =

(S) John Richard J.
 MR. JOHN RICHARD J.
 Plaintiff and Pro Se Counsel